

**AN ORDINANCE BY COUNCILMEMBER LEE MORRIS
AS SUBSTITUTED BY CITY UTILITIES COMMITTEE**

00-O-1561

AN ORDINANCE TO PROTECT THE RESIDENTIAL COMMUNITY ON MIDVALE DRIVE FROM COMMERCIAL CUT-THROUGH TRAFFIC AND TO CUT DOWN ON THE RISK OF TRAFFIC ACCIDENTS BY RESTRICTING TRUCK TRAFFIC AND BY RESTRICTING TURNS IN TO OR OUT OF ANY COMMERCIAL CURBCUTS ON THE SOUTH SIDE OF MIDVALE DRIVE.

WHEREAS, Midvale Drive is a relatively narrow and heretofore not heavily trafficked residential street; and

WHEREAS, the City of Atlanta recently issued permits for a retail shopping center on the corner of Roswell Road and Midvale Drive, which permits involved the moving of a previous residential curbcut on Midvale Drive to become a commercial curbcut, but extremely closer to the intersection of Roswell Road; and

WHEREAS, the City Council finds that the proximity of the curbcut to the intersection creates an increased likelihood of accidents between persons turning off of Roswell Road and persons exiting the shopping center, and an increased likelihood of large truck traffic through the community; and

WHEREAS, curbcuts have been and are available on Roswell Road;

NOW, THEREFORE, BE IT ORDAINED:

- (1) That trucks with more than two axles traffic be prohibited on Midvale Drive.
- (2) That left turns in to any commercial curbcuts on the south side of Midvale Drive be prohibited.
- (3) That right turns out of any commercial curbcuts on the south side of Midvale Drive be prohibited.
- (4) That signs accomplishing the intent of this ordinance shall be installed by the Department of Public Works, and that all curbcuts described herein shall be designed so as to physically discourage prohibited turns.
- (5) All ordinances in conflict herewith are hereby waived.